



City of Marietta Meeting Agenda

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

CITY COUNCIL

William B. Dunaway, Mayor
Annette Paige Lewis, Ward 1
Griffin "Grif" L. Chalfant, Jr., Ward 2
Holly Marie Walquist, Ward 3
Irvan A. "Van" Pearlberg, Ward 4
Rev. Anthony C. Coleman, Ward 5
James W. King, Ward 6
Philip M. Goldstein, Ward 7

Wednesday, August 8, 2007

7:00 PM

Council Chamber

CALL TO ORDER:

INVOCATION:

Councilman Anthony Coleman, Ward 5

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

PROCLAMATIONS:

*** 20070883 Leo Frank Proclamation**

Proclamation commemorating the anniversary and condemning the lynching of Leo Frank.

ANNOUNCEMENTS OF GENERAL COMMUNITY INFORMATION BY THE MAYOR, COUNCIL AND/OR CITY MANAGER:

CONSENT AGENDA:

Consent agenda items are marked by an asterisk (*). Consent items are approved by majority of council. A public hearing will be held only for those items marked by an asterisk that require a public hearing (also noted on agenda).

MINUTES:

*** 20070867 Special Meeting - July 30, 2007**

Review and approval of the July 30, 2007 special meeting minutes.

*** 20070868 Regular Meeting - July 11, 2007**

Review and approval of the July 11, 2007 regular meeting minutes.

MAYOR'S APPOINTMENTS:

CITY COUNCIL APPOINTMENTS:

ORDINANCES:

*** 20070839 Code Enforcement - 373 Allgood Road**

An ordinance authorizing the removal of obnoxious vegetation, along with trash

and debris, rendering sanitary property located at 373 Allgood Road in the corporate limits of the City of Marietta.

Certified mail receipt not received as of 07/27/07.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

Philip M. Goldstein abstaining

* **20070853 Code Enforcement - 230 Frasier Street**

An ordinance authorizing the removal of obnoxious vegetation, along with trash and debris, rendering sanitary property located at 230 Frasier Street in the corporate limits of the City of Marietta.

Certified mail receipt received in person 07/27/07.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

* **20070854 Code Enforcement - 600 Tom Read Drive**

An ordinance authorizing the removal of obnoxious vegetation, along with trash and debris, rendering sanitary property located at 600 Tom Read Drive in the corporate limits of the City of Marietta.

Certified mail receipt not received as of July 27, 2007.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

Philip M. Goldstein abstaining

RESOLUTIONS:

20070898 Planning and Zoning Director

Approval of a Resolution acknowledging that the title of Planning and Zoning Director shall also refer to the Development Services Director when stated in the Marietta Zoning Ordinance, Marietta City Code, printed material and on the City website.

CITY ATTORNEY'S REPORT:

* **20070869 Denial of a Claim**

Denial of a claim by Grams Osborne.

CITY MANAGER'S REPORT:

MAYOR'S REPORT:

COMMITTEE REPORTS:

1. Economic/Community Development: Grif Chalfant, Chairperson

2. Finance/Investment: Annette Lewis, Chairperson

* **20070837 ITC Monies**

Motion to approve forwarding \$1,167.63 in remaining funds from the Information Technology and Communications (ITC) Steering Committee of the National League of Cities that was held May 31, 2007 - June 2, 2007 to Lenexa, Kansas, the next host city for the exclusive use of hosting the event.

* **20070840 National League of Cities (NLC)**

Motion to approve travel and training expenses for Council member Philip M. Goldstein attending the National League of Cities (NLC) ITC Steering Committee in Overland Park, Kansas, September 6-8, 2007.

3. Judicial/Legislative: Philip M. Goldstein, Chairperson

* **20070785 Service Delivery Certification**

Motion to approve the current Service Delivery Strategy Agreement with the DCA and to authorize the Mayor to execute Agreement.

* **20070863 Dorsey Manor**

Motion to approve the Detailed Plan for the Dorsey Manor/Columbia Residential Development Project, located at 212 Lemon Street, subject to the following stipulations:

- 1) Variances from the original zoning shall apply including a variance from the minimum lot size of 5 acres to 2.19 acres (for both sites), variance to increase the maximum impervious surface (for both sites) and variance to reduce the required parking from 394 spaces (2 spaces/unit + 0.2 guest spaces/unit) to 98 spaces (for both sites).
- 2) Variance from the on-site parking requirements, allowing for shared parking of new parking deck (as shown on the general plan) subject to final approval of shared parking easement documents by staff.
- 3) The approval shall be subject to the detailed site plan (showing the lot split and setbacks) dated March 22, 2007 (Rev. July 25, 2007), as well as the rezoning (general plan-dated December 19, 2006) plan (showing building footprints), landscape plan (dated December 19, 2006), and building elevations (designed by JHP-dated November 3, 2006) presented at the February 14, 2007 rezoning.

20070798 AT&T U-verse Video Service

Motion to approve the proposed agreement between AT&T and the City of Marietta to offer U-verse Video Service.

Council member Goldstein has disclosed that he, as well as various members of his family own stock in AT&T.

20070789 Proposed amendment to the Comprehensive Development Code

Motion authorizing advertising for the proposed amendment to (public hearing requirements for Gated Communities) Section 726 Title, Purpose and Jurisdiction: Section 1, 726.03, J, 1 and 2. The amendments shall add language and be worded as follows:

1. The number of units in the development shall not be excessive as identified on the Future Land Use Map of the City of Marietta Comprehensive Plan.
2. The developer must demonstrate adequate provision for maintenance of the

private road and any other infrastructure associated with the development, including but not limited to a note on the plat and a clause in each deed of conveyance by the developer for each lot in the subdivision acknowledging the perpetual maintenance of the private road (and other private infrastructure) by the Homeowners' Association.

4. Parks, Recreation and Tourism: Holly Walquist, Chairperson

5. Personnel/Insurance: Van Pearlberg, Chairperson

6. Public Safety Committee: Anthony Coleman, Chairperson

* **20070797 Standard Operating Procedures**

Motion to adopt amendments to Standard Operating Procedure P046 Legal Process in order to maintain CALEA accreditation.

7. Public Works Committee: Jim King, Chairperson

SCHEDULED APPEARANCES:

UNSCHEDULED APPEARANCES:

OTHER BUSINESS:

* **20070875 MRC Annual Report**

Motion to amend the agreement between the City of Marietta and the Marietta Redevelopment Corporation (MRC) by changing the deadline for the MRC annual report to September 15 annually.

* **20070884 Island Annexations**

Motion to authorize advertisement of annexing certain parcel/s of islands into the city limits of Marietta.

* **20070896 Appeal to the Supreme Court of Georgia**

Motion to authorize an appeal by the City Attorney to the Supreme Court of Georgia.

Holly Walquist voting against.

20070897 Marietta Zoning Ordinance

Motion to authorize advertisement of proposed amendments to the Marietta Zoning Ordinance to change titles of the Director of Planning and Zoning to the Director of Development Services.

* **20070871 BLW Actions of August 6, 2007**

Review and approval of the August 6, 2007 actions and minutes of the Marietta Board of Lights and Water Works (BLW).

ADJOURNMENT: